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13 Attorneys for Defendants  
UBER TECHNOLOGIES, INC.  
14 and OTTOMOTTO LLC

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17 SAN FRANCISCO DIVISION

18 WAYMO LLC,  
19 Plaintiff,  
20 v.  
21 UBER TECHNOLOGIES, INC.,  
22 OTTOMOTTO LLC; OTTO TRUCKING LLC,  
23 Defendant.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF RUDY Y. KIM  
IN SUPPORT OF DEFENDANTS  
UBER TECHNOLOGIES, INC. AND  
OTTOMOTTO LLC'S  
MOTION TO STRIKE VAGUE AND  
OVERBROAD TRADE SECRET  
CLAIMS AND EMERGENCY  
MOTION FOR EXPEDITED  
BRIEFING AND HEARING**

Judge: The Honorable William Alsup

Trial Date: October 10, 2017

1 I, Rudy Y. Kim, declare as follows:

2 1. I am a partner with the law firm of Morrison & Foerster LLP. I am a member in  
3 good standing of the Bar of the State of California. I make this declaration based on personal  
4 knowledge and, if called as a witness, I could and would testify competently to the matters set  
5 forth herein. I make this declaration in support of Defendants Uber Technologies, Inc. and  
6 Ottomotto LLC's Motion to Strike Vague and Overboard Trade Secret Claims and Emergency  
7 Motion for Expedited Briefing and Hearing.

8 2. On August 5, 2017, I emailed Waymo counsel to request a meet and confer with  
9 Waymo, identifying alleged Trade Secret Nos. ("TS") 25, 90, 96, and 111 as vague and  
10 overbroad.

11 3. On August 6, 2017, Jordan Jaffe responded on behalf of Waymo, stating that  
12 Uber's concerns about TS 25, 90, 96, and 111 were meritless.

13 4. Attached hereto as Exhibit 1 is a true and correct copy of my August 5, 2017 email  
14 and Mr. Jaffe's August 6, 2017 email.

15 5. On August 7, 2017, I met and conferred with Waymo's counsel and the Special  
16 Master about TS 25, 90, 96, and 111 and confirmed that the parties were at an impasse.

17 I declare under penalty of perjury under the laws of the United States that the foregoing is  
18 true and correct. Executed this 7th day of August, 2017, in San Francisco, California.

19  
20 /s/ Rudy Y. Kim

RUDY Y. KIM

**ATTESTATION OF E-FILED SIGNATURE**

I, Arturo J. González, am the ECF User whose ID and password are being used to file this Declaration. In compliance with General Order 45, X.B., I hereby attest that Rudy Y. Kim has concurred in this filing.

Dated: August 7, 2017

/s/ Arturo J. González

ARTURO J. GONZÁLEZ